PATENT
DOCKET NO.: 1743/225

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : Masahito Ito et al.

SERIAL NO. : (Con. Of 10/319,692)

FILED : (Herewith)

FOR : DATA PROCESSING APPARATUS FOR CHROMATOGRAPH

ART UNIT : 2863 (Anticipated)

EXAMINER : Hien Xuan VO (Anticipated)

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER

S I R:

Identification of Person Making This Disclaimer

I, John C. Altmiller (Reg. No. 25,951) of KENYON & KENYON, 1500 K Street, N.W., Suite 700, Washington, D.C. 20005-1257, represent that I am an attorney of record in the above-identified application authorized to sign on behalf of the assignee identified below owning all of the interest in this application.

Identity of Assignees and Title of Disclaimant

The assignees are	:	HITACHI, LTD.	HITACHI INSTRUMENTS ENGINEERING CO., LTD.
Address of assignees	:	6, Kanda Surugadai 4-chome Chiyoda-ku, Tokyo, JAPAN	832-2, Nagakubo, Hitachinaka-shi, Ibaraki 312, Japan
Title of disclaimant	:	Attorney of Record	Attorney of Record

authorized to sign on behalf of assignees.

Extent of Interest

The extent of the assignees' interest is in the whole of this invention.

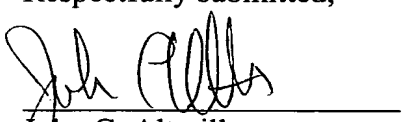
Disclaimer

The owners, HITACHI, LTD. and HITACHI INSTRUMENTS ENGINEERING CO., LTD., of 100% interest in the instant application, hereby disclaim, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified application which would extend beyond the expiration date of the full statutory term of any patent granted on pending second Application No. 10/319,692 filed on 16 December 2002, the term being defined in 35 U.S.C. § 154 to § 156 and § 173, as shortened by any terminal disclaimer filed prior to the grant of any patent on the pending second application. The owners hereby disclaim, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term defined in 37 U.S.C. § 154 to § 156 and § 173, as presently shortened by any terminal disclaimer, of prior U.S. Patent No. 6,314,374. The owners hereby agree that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantees, their successors or assigns.

In making the above disclaimer, the owners do not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. § 154 to § 156 and § 173 of any patent granted on the second application, as shortened by any terminal disclaimer filed prior to the patent grant, and of the prior patent, as presently shortened by any terminal disclaimer, in the event that any such granted patent and prior patent No. 6,314,374 later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its statutory term as shortened by any terminal disclaimer filed prior to its grant with respect to the second application and as presently shortened by any terminal disclaimer with respect to patent No. 6,314,374.

Please charge Deposit Account No. 11-0600 in the amount of $110.00 to cover the fee under 37 C.F.R. § 1.20(d).

Respectfully submitted,



Date: 28 October 2003

John C. Altmiller
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